

Calendar Nos. 621, 622, 623

86TH CONGRESS
1st Session

}

SENATE

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REPORT
No. 624

STATUE OF SENATOR PATRICK A. McCARRAN PRESENTED BY THE STATE OF NEVADA FOR THE NATIONAL STATUARY HALL COLLECTION

AUGUST 6, 1959.—Ordered to be printed

Mr. HENNINGS, from the Committee on Rules and Administration, submitted the following

R E P O R T

[To accompany S. Con. Res. 41, S. Con. Res. 42, and S. Con. Res. 43]

The Committee on Rules and Administration, to whom were referred the concurrent resolutions (S. Con. Res. 41, S. Con. Res. 42, and S. Con. Res. 43) providing respectively for the acceptance of, the temporary placement of, and the printing of the proceedings in connection with the dedication of the statue of the late Senator Patrick A. McCarran, presented by the State of Nevada for the National Statuary Hall collection, having considered said concurrent resolutions, report favorably thereon without amendment, and recommend that the concurrent resolutions be agreed to by the Senate.

EXPLANATION OF THE RESOLUTIONS

ACCEPTANCE OF THE STATUE

Senate Concurrent Resolution 41

This resolution would accept in behalf of the United States, with the thanks of Congress, a statue of the late Senator Patrick A. McCarran, presented by the State of Nevada as a memorial "to one of its most eminent citizens, illustrious in the field of law and government," as Nevada's first contribution¹ to the National Statuary Hall collection.

PROCEEDINGS IN ROTUNDA

Senate Concurrent Resolution 42

This resolution would authorize the temporary placement of the statue of Senator McCarran in the rotunda of the Capitol and the holding of appropriate ceremonies under the supervision of the Architect of the Capitol.

¹ Pursuant to the act of July 2, 1864 (Rev. Stat., sec. 1814; 40 U.S.C. 187).

PRINTING OF PROCEEDINGS

Senate Concurrent Resolution 43

This resolution would authorize the printing as a Senate document of the proceedings at the dedication of the statue of Senator McCarran, with 3,000 additional copies to be distributed as follows: 100 copies for the use of the Senate, 1,600 copies for the use of the Senators from Nevada, 500 copies for the use of the House of Representatives, and 800 copies for the Representative from Nevada. As the proceedings will take place at an undetermined future date, it is not possible at this time to obtain a printing-cost estimate. The document will be prepared, however, under the supervision of the Joint Committee on Printing, charged by law with keeping Government printing costs at a desirable minimum.

ENACTMENTS OF THE NEVADA STATE LEGISLATURE

The following enactments by the Nevada State Legislature designate Senator Patrick A. McCarran as the first citizen of the State of Nevada whose memory will be honored by the inclusion of a sculptured likeness among the National Statuary Hall collection in the U.S. Capitol:

ACT OF MARCH 28, 1955

Senate Bill No. 230—Senators Black, Brown, Crumley, Emminger, Frank, Gallagher, Johnson, Orr, Lattin, Lemaire, Lovelock, Leutzing. Seevers. Settlemeyer, Slattery, Whitacre, and Wiley

CHAPTER 312

AN ACT creating the Senator McCarran memorial statue committee; stating the membership and powers and duties of the committee; providing for public meetings, the election of officers and duration of the committee; allowing the acceptance of contributions and creating a special fund; making an appropriation; and other matters properly relating thereto

(Approved March 28, 1955)

Whereas the late United States Senator Patrick A. McCarran, during his service in the United States Senate, was associated with the enactment of legislation having for its purpose the arresting at its source of the poisonous pollution of the Godless ideology of communism which was permeating the lifestream of this Nation; and

Whereas in furtherance of the fight against the enemies of the Republic, both within and without, he authored and caused to be enacted the Internal Security Act of 1950, known as the McCarran Act, and coauthored and guided the enactment of the Immigration Code of 1952, known as the McCarran-Walter Act, these acts being the two principal security laws of the United States; and

Whereas this most distinguished statesman and courageous patriot, during his 22 years of service in the United States Senate, brought great distinction and credit to his native State of Nevada and to the Nation at large and prior to such senatorial service he was instrumental in shaping the laws of this State as a member of the legislature, district attorney, and supreme court justice; and

Whereas Statuary Hall in the Capitol of the United States at Washington, D.C., was designated by the 38th session of Congress as a place for the States to honor their statesmen and leaders by the donations of statues, not to exceed two from each State; and

Whereas the rules for admission of statues to Statuary Hall provide that the statues are to be a gift from the State, not from individuals or groups of citizens, that the statues must be in marble or bronze, and that the person commemorated must be illustrious for his historic renown or for distinguished civic or military service so that the State deems him worthy of national commemoration; and

Whereas Nevada is one of the eight States that have not as yet honored any of their respected sons by contributing such a statue: Now, therefore,

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. There is hereby created the Senator McCarran memorial statue committee, which shall consist of the Governor of this State, the president of the senate and the speaker of the assembly of the 47th session of the legislature, and four other citizens of the State of Nevada to be named by the three officials specified.

SEC. 2. The members of the committee shall serve until their successors are appointed or the purposes of this act are fulfilled. A vacancy in the regular membership created by death, resignation or any other cause shall be filled by election of the majority of the entire committee remaining.

SEC. 3. The committee shall hold its first meeting within a reasonable time after the passage and approval of this act and shall elect from its membership a chairman and a secretary-treasurer. Thereafter, the committee shall meet at such times and places as shall be specified by a call of the chairman or a majority of the committee. Four members of the committee shall constitute a quorum, and such quorum may exercise all the powers and authority conferred on the committee. All meetings of the committee shall be open to the public, and a complete record of all its proceedings shall be taken and preserved as a matter of public record.

SEC. 4. The members of the committee shall receive no compensation but shall be entitled to the per diem expense allowance and travel expenses as provided by law for attendance at committee meetings and other necessary official committee business.

SEC. 5. The primary purpose of the Senator McCarran memorial statue committee is to facilitate and make arrangements for the placement of a statue in Statuary Hall of the late Senator Patrick A. McCarran. To fulfill the provisions of this act, the committee shall have the following powers and duties:

1. To investigate and determine the steps to be taken to enable this State to have placed in Statuary Hall in Wash-

ington, D.C., a marble or bronze statue of Senator Patrick A. McCarran.

2. To select a sculptor or sculptors to create or cast the statue and to hold deliberations and determine the type, size, material, and cost of such a statue.

3. To direct the method of obtaining, furnishing, and expending the funds necessary to effectuate the purposes of this act.

4. To contract for and employ a sculptor or sculptors to create or cast the statue, and to pay the necessary costs, such as, but not limited to, the fee of the sculptor, building and material expenses, cost of a pedestal or base, freight costs for transporting the statue to Washington, D.C., cost for temporary placement and erection of the statue in the rotunda in the United States Capitol for unveiling ceremonies, cost for permanent placement and erection of the statue in Statuary Hall, cost of printing the announcements, invitations, and programs for the unveiling ceremonies, and other incidental and necessary expenses which the committee may find it necessary to incur.

5. To determine whether or not unveiling ceremonies are desired and, if held, to arrange such exercises and appoint a presiding officer to take full charge of the presentation. If the committee decides to hold unveiling ceremonies, it shall take the necessary steps to be granted permission by concurrent resolution of the Congress of the United States and it shall consult with the congressional delegation from Nevada to introduce such a resolution.

6. To contact and consult with the Architect of the Capitol of the United States for any procedural information desired with regard to the contribution of the statue and to confer with the Joint Committee of Congress on the Library and Statues concerning the final determination as to where the statue will permanently be located in the United States Capitol.

7. To receive contributions from any source whatever to cover the cost of erecting the statue and to deposit such contributions with the State treasurer to the credit of the Senator McCarran statue fund hereinafter created.

8. To report to the next ensuing session of the legislature of the State of Nevada on what action has been taken and what results have been achieved under the provisions of this act.

SEC. 6. This act shall remain in full force and effect until the objective intended and enunciated by the preamble and context of this act have been accomplished.

SEC. 7. To carry out the purposes and provisions of this act there is hereby created a fund in the State treasury to be known as the Senator McCarran statue fund, which fund shall consist of legislative appropriations, contributions and donations of any kind or nature whatsoever. State funds to apply to the necessary costs of procuring the statue shall be provided by direct appropriation of the legislature and there is hereby appropriated the sum of \$500 out of any money in

the State treasury not otherwise appropriated to the credit of the Senator McCarran statue fund and claims against this fund shall be paid out as other claims against the state are paid.

SEC. 8. This act shall become effective upon passage and approval.

ACT OF MARCH 25, 1957

Senate Bill No. 205—Senator Johnson

CHAPTER 192

AN ACT to amend an act entitled "An Act creating the Senator McCarran memorial statue committee; stating the membership and powers and duties of the committee; providing for public meetings, the election of officers and duration of the committee; allowing the acceptance of contributions and creating a special fund; making an appropriation; and other matters properly relating thereto," approved March 28, 1955; providing an additional appropriation; and other matters properly relating thereto

[Approved March 25, 1957]

Whereas the 47th session of the legislature of the State of Nevada created the Senator McCarran memorial statue committee to facilitate and make arrangements for the placement of a statue of the late Senator Patrick A. McCarran in Statuary Hall in Washington, D.C.; and

Whereas the original act appropriated \$500 for the use of such committee and it is desirable that the additional sum of \$10,000 be appropriated to be matched against public donations for the creation of a statue worthy of our State: Now, therefore,

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 7 of the above-entitled act, being chapter 312, Statutes of Nevada 1955, at page 510, is hereby amended to read as follows:

Section 7. To carry out the purposes and provisions of this act there is hereby created a fund in the State treasury to be known as the Senator McCarran statue fund, which fund shall consist of legislative appropriations, contributions and donations of any kind or nature whatsoever. State funds to apply to the necessary costs of procuring the statue shall be provided by direct appropriation of the legislature and there is hereby appropriated the sum of \$500 out of any money in the State treasury not otherwise appropriated to the credit of the Senator McCarran statue fund and claims against this fund shall be paid out as other claims against the State are paid. *The committee shall not pay out any portion of the moneys in the Senator McCarran statue fund provided by direct legislative appropriation unless the amount to be paid out has been matched by an equal sum from public contributions or donations. The balance of any moneys in the fund provided by direct legislative appropriation shall revert to*

the general fund in the State treasury upon the accomplishment of the objective of this act.

SEC. 2. To provide the Senator McCarran statue fund with additional funds there is hereby appropriated from the general fund in the State treasury out of any moneys not otherwise appropriated the sum of \$10,000.

SEC. 3. This act shall become effective upon passage and approval.

THE STATUE OF SENATOR PATRICK A. McCARRAN

Information relating to the statue of Senator Patrick A. McCarran, which at a later date will be added to the National Statuary Hall collection, is contained in the following letter from Mr. Joseph F. McDonald, chairman of the McCarran Statue Committee, to Mr. J. George Stewart, Architect of the Capitol:

RENO, NEV., May 27, 1959.

Mr. J. GEORGE STEWART,
Architect of the Capitol,
Washington, D.C.

DEAR MR. STEWART: The statue of Senator Pat McCarran is now at the foundry in New York ready for casting and, as I understand it, arrangements to have it placed in the rotunda of the Capitol are now in order.

I am the chairman of the Nevada committee, as you know. I discussed this with you on several occasions. The other members of the Nevada committee are: Ernest W. Cragin, 308 Fremont Street, Las Vegas, Nev.; Lt. Gov. Rex Bell, Nevada State Building, Las Vegas, Nev.; former Gov. Charles H. Russell, Carson City, Nev.; Norman Biltz, Holiday Hotel, Reno, Nev.; William Carter, 307 Wall Street, Las Vegas, Nev.; and Cyril O. Bastian, Caliente, Nev.

The statue was authorized by the 1955 session of the Nevada Legislature and I am enclosing a copy of the law, which is chapter 312 of the 1955 Nevada Statutes, together with an amendment to it appropriating an additional \$10,000 to be used in creating the work which was to be matched by \$10,000 obtained by popular subscription. We have obtained the additional \$10,000 and entered into a contract with Mrs. Craig Sheppard to do the work and she has been busy on it for several months, but when the casting will be completed we do not know at this time and, of course, are unable to set any definite date.

I have a letter from Senator Bible in which he mentions the Senate concurrent resolution and he will introduce it at any time that seems appropriate to you.

I doubt very much if the statue will be completed in time for the placing of the statue before Congress adjourns unless the adjournment does not occur until some time in October, as Mrs. Sheppard has just completed arrangements with the foundry in New York to do the work.

As chairman of the committee, I have the authority to go ahead and complete any necessary arrangements required and will do so as rapidly as I can.

The committee wishes me to extend our thanks for the help you have given us thus far, and if there is anything further that I should do, please let me know.

I am sending a copy of this letter together with enclosures to Senator Bible, whose office will also keep in touch with you.

Very truly yours,

JOSEPH F. McDONALD,
Chairman, McCarran Statue Committee.

BIOGRAPHY OF SENATOR PATRICK A. McCARRAN

The following biography of Senator Patrick A. McCarran is reproduced from the Biographical Directory of the American Congress (1774-1949):

MCCARRAN, Pat (Patrick Anthony), a Senator from Nevada; born in Reno, Nev., August 8, 1876; attended the public schools and was graduated from the University of Nevada at Reno in 1901; engaged in farming and in stock raising; member of the State legislature in 1903; represented Nevada in an irrigation congress in 1903; studied law; was admitted to the bar in 1905 and practiced in Tonopah and Goldfield, Nev.; district attorney of Nye County, Nev., 1907-1909; resumed the practice of law in Reno, Nev., in 1909; associate justice of the supreme court of Nevada 1913-17 and chief justice in 1917 and 1918; member of Nevada Board of Pardons 1913-19; member of Nevada State Board of Parole Commissioners 1913-18; chairman of the Nevada State Board of Bar Examiners 1919-32; elected as a Democrat to the United States Senate in 1932; reelected in 1938, 1944, and again in 1950, and served from March 4, 1933, until his death in Hawthorne, Nev., September 28, 1954. interment in Mountain View Cemetery, Reno, Nev.



